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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/842,578	04/26/2001	Gregory H. Mohn	1375.301US11	7462

7278 7590 12/16/2004

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EXAMINER
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KNOWLIN, THJUAN P

ART UNIT	PAPER NUMBER
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2642

DATE MAILED: 12/16/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/842,578

Applicant(s)

MOHN ET AL.

Examiner

Thjuan P Knowlin

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 26 April 2001.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-46 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-46 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 22 August 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 09/07/01;03/05/02
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### *Claim Rejections – 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-46 are rejected under 35 U.S.C. 102(e) as being anticipated by Nolting et al (US 6,744,866).
2. In regards to claims 1, 12, 14, 19, 20, 21, 23, 28, 29, 30, 31, 32, 33, 34, 37, 44, 45, and 46, Nolting discloses a method, call reporting apparatus, and computer-readable medium for reporting communication records to at least one subscriber, the communication records of each subscriber including call transaction data corresponding to call transaction activity of the subscriber (Abstract, col. 5 lines 58-63, and col. 6 lines 50-65), the method comprising: receiving the call transaction data; matching the call transaction data associated with the subscriber (user terminal 9); formatting the call transaction data; and electronically transmitting the formatted call transaction data to the subscriber via electronic mail (col. 7 lines 23-31 and col. 14 lines 20-35).
3. In regards to claims 2, 3, 13, 15, 16, 18, 35, and 36, Nolting discloses the method, wherein electronically transmitting the formatted call transaction data to the

subscriber via e-mail comprises transmitting the e-mail in a text format (col. 14 lines 20-35 and col. 24 lines 62-67).

4. In regards to claims 4, 5, 6, and 27, Nolting discloses the method, wherein electronically transmitting the formatted call transaction data to the subscriber via e-mail comprises transmitting the formatted call transaction data via the e-mail in a plurality of formats (col. 17 lines 14-23).

5. In regards to claim 7, Nolting discloses the method, wherein the formatted call transaction data comprises at least a summary report portion and at least one detailed report portion (Abstract, col. 5 lines 58-63, and col. 6 lines 50-65).

6. In regards to claims 8 and 9, Nolting discloses the method, wherein the e-mail includes a selectable option to change subscriber service (col. 4 lines 52-55 and col. 7 lines 14-22).

7. In regards to claim 10, Nolting discloses the method, wherein the e-mail includes advertisements (col. 25 lines 5-14).

8. In regards to claim 11, Nolting discloses the method, wherein formatting the call transaction data comprises parsing through message content and replacing content variables with message content from call transaction data (col. 13 lines 1-14 and col. 14 lines 37-43).

9. In regards to claim 17, Nolting discloses the method, wherein electronically transmitting the formatted call transaction data comprises delivering the formatted call transaction data via one or more of a network download, a wireless protocol, an FTP

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transfer, an audio signal, and an Internet phone (col. 16-17 lines 60-6 and col. 18 lines 38-44).

10. In regards to claims 22, 24, 25, 26, 38, 39, 40, 41, 42, and 43, Nolting discloses the method, further comprising associating a geographic location to parties of each call engaged with the subscriber through analyzation of one or more location parameters included in the call transaction data, wherein the accuracy of the geographic location is a function of the location parameters (col. 8 lines 29-40 and col. 21 lines 20-39).

### ***Conclusion***

11. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Nolting et al (US 6,385,301) teach a data preparation for traffic track usage measurement.


12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thjuan P Knowlin whose telephone number is (703) 308-1727. The examiner can normally be reached on Mon-Fri 8:00-4:30pm.

13. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (703)305-4731. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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14. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Thjuan P. Knowlin

  
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